



**GENERAL COUNSEL OF THE DEPARTMENT OF DEFENSE
1600 DEFENSE PENTAGON
WASHINGTON, D. C. 20301-1600**

FEB 05 2002

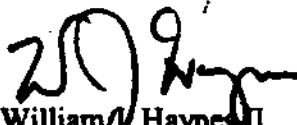
**MEMORANDUM FOR SECRETARIES OF THE MILITARY DEPARTMENTS
CHAIRMAN OF THE JOINT CHIEFS OF STAFF
UNDER SECRETARIES OF DEFENSE
DIRECTOR, DEFENSE RESEARCH AND ENGINEERING
ASSISTANT SECRETARIES OF DEFENSE
INSPECTOR GENERAL OF THE DEPARTMENT OF DEFENSE
DIRECTOR, OPERATIONAL TEST AND EVALUATION
ASSISTANTS TO THE SECRETARY OF DEFENSE
DIRECTOR, ADMINISTRATION AND MANAGEMENT
DIRECTOR, NET ASSESSMENT
DIRECTORS OF THE DEFENSE AGENCIES
DIRECTORS OF THE DOD FIELD ACTIVITIES**

SUBJECT: Preservation of Documents and Materials Relating to Enron Corporation

I am attaching a letter from the U.S. Department of Justice requesting that the Department of Defense take immediate action to preserve documents and materials relating "in any way" to Enron Corporation's "financial condition and/or business interests." Please note that the letter requests preservation of all information relating to these topics, including information about any contacts with Enron or its agents and any e-mail correspondence. The time period covered by this request is January 1, 1999 to the present.

I ask that you take whatever action is appropriate to ensure that your organization fully complies with the Justice Department's request.

If you have any questions or need any additional information, please contact Associate Deputy General Counsel Stewart F. Aly at (703) 695-6804.


William G. Haynes II

**Attachment:
As stated**

**cc:
Senior Military Assistant to the Secretary of Defense
Senior Military Assistant to the Deputy Secretary of Defense**





U. S. Department of Justice

Office of the Deputy Attorney General

Associate Deputy Attorney General

Washington, D.C. 20530

February 1, 2002

VIA FACSIMILE

The Honorable William J. Haynes II
General Counsel
Department of Defense
1600 Defense Pentagon
Room 3E980
Washington, DC 20301

Dear Mr. Haynes:

A Department of Justice task force and the Federal Bureau of Investigation are conducting a criminal investigation of various matters relating to Enron Corporation. We believe that documents in the possession of the Department of Defense, its staff and employees may contain information relevant to our investigation into the financial condition of Enron and statements made by Enron employees and agents relating to its financial condition and business interests.

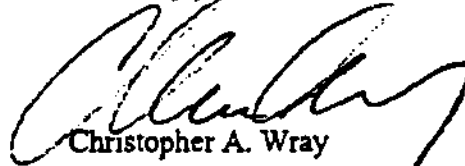
I am writing to request your assistance in preserving and maintaining for the time period January 1, 1999 to the present, all documents, electronic records and correspondence, computer records and storage devices, notes and memorandum which relate in any way to Enron's financial condition and/or business interests, including contacts with its officers, employees, agents or other representatives and any individual acting officially or unofficially, directly or indirectly on behalf of Enron about these matters. Although federal law imposes broad requirements for preserving documents even apart from the needs of any investigation, in the present circumstances all documents relating to these subjects should be preserved, even if there is a question whether the particular document would be a federal record or even if its destruction might otherwise be permitted.

At this time, we are only requesting that you ensure the retention of these records. We appreciate your cooperation.

Mr. Haynes
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If you have any questions regarding this letter, please contact Joshua R. Hochberg, Chief, Fraud Section, Criminal Division, at (202) 514-7023.

Sincerely yours,

A handwritten signature in black ink, appearing to read 'C. Wray', written over the printed name.

Christopher A. Wray
Principal Associate Deputy Attorney General